

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

MITCHELL L. SELL,	)	
	)	No. CV-11-5134-CI
Plaintiff,	)	
	)	
v.	)	ORDER GRANTING STIPULATED
	)	MOTION TO REMAND PURSUANT
MICHAEL J. ASTRUE,	)	TO SENTENCE FOUR OF 42
Commissioner of Social	)	U.S.C. § 405(g)
Security,	)	
	)	
Defendant.	)	

BEFORE THE COURT is the parties' stipulated Motion to Remand of the above-captioned matter to the Commissioner for additional administrative proceedings. (ECF No. 19.) Attorney Raymond Whitlow represents Plaintiff Mitchell Sell; Special Assistant United States Attorney Marc Warner represents Defendant. The parties have consented to proceed before a magistrate judge. (ECF No. 3.) After considering the stipulation of the parties,

**IT IS ORDERED:**

1. The parties' stipulated Motion to Remand (**ECF No. 19**) is **GRANTED**. The above-captioned case is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the Appeals Council will assign this case to an administrative law judge (ALJ) to further develop the case, obtain vocational expert testimony regarding Plaintiff's ability to work

1 with his residual functional capacity, and consolidate this matter  
2 with a subsequent application that is pending at the hearing level.

3 2. Judgment shall be entered for **PLAINTIFF**.

4 3. Plaintiff's Motion for Summary Judgment (**ECF No. 11**) is  
5 stricken as moot.

6 4. An application for attorney fees may be filed by separate  
7 motion.

8 The District Court Executive is directed to enter this Order,  
9 forward copies to counsel, and thereafter shall close this file.

10 DATED August 31, 2012.

11  
12 S/ CYNTHIA IMBROGNO  
13 UNITED STATES MAGISTRATE JUDGE  
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